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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lu et al.  
Serial No: 10/040,242  
For: TOPICAL COMPOSITION HAVING UNDIFFERENTIATED PLANT  
SEED CELLS AND METHOD FOR USING SAME  
  
Filed: November 9, 2001  
Examiner: I. Ghali  
Art Unit: 1615  
Confirmation No.: 9256

Atty. Docket: 680.0043USU

Customer No: 27623

AMENDMENT

Mail Stop Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed July 15, 2003, the period for response having been extended to January 15, 2004, please amend the above-identified application according to the following:

The section entitled "Amendments to the Claims" begins at page 4.

The section entitled "Remarks" begins at page 9.

01/23/2004 MDAATE1 00000142 010467 10040242

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Applicant(s): Lu et al.  
Serial No.: 10/040,242  
For: TOPICAL COMPOSITION HAVING UNDIFFERENTIATED  
PLANT SEED CELLS AND METHOD FOR USING SAME  
Filed: November 9, 2001  
Examiner: Isis A.D. Ghali  
Art Unit: 1615  
Confirmation No.: 9256  
Customer No.: 27,623

Attorney Docket No.: 680.0043USU

**Mail Stop Fee Amendment**  
**COMMISSIONER FOR PATENTS**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Dear Sir:

**AMENDMENT TRANSMITTAL FORM**

Transmitted herewith is an Amendment in the above-identified application.

Petition for extension of time pursuant to 37 C.F.R. §§ 1.136 and 1.137 is hereby made if, and to the extent, required. The fee for this extension of time is calculated to be **\$950.00** to extend the time for filing this response until **January 15, 2004**.

The fee for any change in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	
Total Claims	29	Minus	24	5	x \$18.00	\$90.00
Independent Claims	6	Minus	6	0	x \$86.00	\$
MULTIPLE DEPENDENT CLAIM FEE				x \$290.00 = \$		
TOTAL FEE FOR CLAIM CHANGES				\$90.00		
1/2 FILING FEE FOR SMALL ENTITY				\$N/A		

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The total fee for this amendment, including claim changes and any extension of time is calculated to be \$ 1,040.00 .

X The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

January 15, 2004

Date

  
J. Robert Dean, Esq.

Attorney for Applicant(s)

Registration No. 33,490

Ohlandt, Greeley, Ruggiero & Perle, L.L.P.

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**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: BOX FEE AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON January 14, 2004 .

Joanne A. Romaniello

NAME

  
SIGNATURE

1/15/04

DATE

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